

# Supplemental Affirmation of Banas, United States District Court, Western District of New York in the matter of Akil Al-Jundi, et al. v. Pfeil et al.

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NEW YORK	
AKIL AL-JUNDI, et al., Plaintiffs.	SUPPLEMENTAL AFFIRMATION
vs.	Civil No. 75-132
KARL PFEIL, et al., Defendants.	

Mitchell J. Banas, Jr., Esq., affirms under the  
penalty of perjury:

1. I am an attorney-at-law duly licensed to practice  
in this Court, and I am a member of the law firm of Jackle  
Fleischmann & Nagel, LLP, attorneys for defendant Karl Pfeil. I  
make this affirmation in further support of defendant Pfeil's  
motions for judgments notwithstanding the verdicts, or  
alternatively for new trials, relating to each of the Smith and  
Brosig damages trials.

2. A number of inmates incarcerated at the Attica  
State Correctional Facility and present in the D Yard at the time  
of the retaking thereof of September 13, 1971 thereafter  
commenced actions against the State of New York in the New York  
Court of Claims. Defendant Pfeil cites the decisions in several  
of these cases in his accompanying memorandum of law. A copy of  
each decision cited is attached hereto and incorporated herein as  
follows.

Supplemental Affirmation of Mitchell J. Banas, Jr., United States District Court, Western District of New York in the matter of Akil Al-Jundi, et al. v. Pfeil et al. The Affirmation, dated July 24, 1997, further supports defendant Pfeil's motions for judgments notwithstanding the verdicts relating to each of the Smith and Brosig damages trials.

## Identifier

NYSA\_W0100-21\_00003028

## Alternate Identifier

Case Files: 75-132

## Source

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